

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1279 be amended to read as follows:

- 1 Page 33, delete line 11 and insert "**subdivision:**
- 2 **(A) may include an unincorporated area in Indiana; and**
- 3 **(B) must have boundaries that:**
- 4 **(i) are coterminous with the boundaries of a city or town;**
- 5 **or**
- 6 **(ii) in the case of a service area that includes an**
- 7 **unincorporated area located in a particular county, are**
- 8 **approved by the county executive."**
- 9 Page 34, delete lines 13 through 19.
- 10 Page 34, line 20, delete "(c)" and insert "**(b)**".
- 11 Page 34, line 21, delete "described in subsection (b)".
- 12 Page 34, line 24, delete "(d)" and insert "**(c)**".
- 13 Page 45, line 23, delete "the following:".
- 14 Page 45, line 24, delete "(1) A" and insert "**a**".
- 15 Page 45, run in lines 23 through 24.
- 16 Page 45, delete lines 26 through 27.
- 17 Page 45, line 28, delete "Subject to section 17(b) of this chapter, a"
- 18 and insert "**A**".
- 19 Page 45, line 32, delete "a reasonable time to become capable of"
- 20 and insert "**three (3) years from the date the provider is issued a**
- 21 **certificate under this chapter**".
- 22 Page 45, line 33, delete "providing" and insert "**to provide**".
- 23 Page 46, between lines 40 and 41, begin a new paragraph and insert:
- 24 "**Sec. 29. (a) This section applies only to a provider that provides**
- 25 **video service under a local franchise, as permitted under section**

1       **21(b)(1) of this chapter.**

2       **(b) A provider that provides video service under a local**  
3       **franchise is subject to the build-out requirements set forth in the**  
4       **local franchise agreement between the provider and a unit.**

5       **(c) A provider may not deny access to video service to any group**  
6       **of potential residential subscribers based on the income level of the**  
7       **residents in the local area in which the group resides. However, this**  
8       **subsection may not be construed to impose any additional build-out**  
9       **requirements on a provider than the build-out requirements set**  
10       **forth in the local franchise agreement between the provider and a**  
11       **unit."**

(Reference is to HB 1279 as printed January 20, 2006.)

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Representative Pierce